

EXPEDITED REPEAL NOTICE FORM

Proposed Expedited Repeal Number	Rule Number	Env-Ws 380
1. Agency Name & Address: Department of Environmental Services 29 Hazen Drive P.O. Box 95 Concord, NH 03302-0095	2. RSA Authority: 3. Federal Authority:	RSA 485:3, I, I(b)(2), I(c), IV, V, VI, & VIII; RSA 485:41, II & IV 40 CFR 141.2, 141.70, 141.130, 141.170-6, 141.500-503, 141.510-511, 141.520-522, 141.530-535, 141.540-544, 141.550-553, 141.560-564, & 141.570-571
4. Short Title: Filtration, Disinfection, Treatment Plant and Waste Recycling Rule - REPEAL		
5. Explanation of the reason for the proposed repeal: This rulemaking proceeding is an expedited repeal pursuant to RSA 541-A:19-a, I, to repeal rules that have been superseded by Env-Dw 716, effective January 1, 2010. These rules qualify for the expedited repeal process as explained below: RSA 541-A:19-a, I(a) requires the proposed repeal to have been approved by the official or the group of individuals with rulemaking authority. This repeal has been approved by the Commissioner of the Department of Environmental Services. RSA 541-A:19-a, I (b) requires the rule proposed for repeal to encompass at least a full rules section, as described in the drafting and procedure manual for administrative rules pursuant to RSA 541-A:8. The rule proposed for repeal is an entire Part, PART Env-Ws 380. RSA 541-A:19-a, I(c) requires that the repeal is not being proposed for purposes of being superseded later by adoption of a new rule with a text amended from the repealed rule. The rules proposed for repeal have been replaced, but the new rules do not include any text (with or without amendments) from the repealed rule. RSA 541-A:19-a, I(d) requires the repeal of the rule to not deprive a person of any right, duty, or privilege of that person which is protected by the due process provisions of the state or federal constitutions. The repeal of Env-Ws 380 will not deprive any person of any right, duty, or privilege of that person which is protected by the due process provisions of the state or federal constitutions, because the rule has been superseded by a rule that covers the same subject matter.		
6. Contact person for copies and questions including requests to accommodate persons with disabilities: Name: Holly Green Title: Environmentalist III Address: Department of Environmental Services Phone #: 271-3114 29 Hazen Drive Fax#: 271-0656 P.O. Box 95 E-mail: holly.green@des.nh.gov Concord, NH 03302-0095 The rules also can be viewed in PDF at http://des.nh.gov/organization/commissioner/legal/rulemaking/index.htm TTY/TDD Access: Relay NH 1-800-735-2964 or dial 711 (in NH)		
7. Deadline for submission of materials in writing or, if practicable for the agency, in the electronic format specified: May 17, 2010 <input checked="" type="checkbox"/> Fax <input checked="" type="checkbox"/> E-mail <input type="checkbox"/> Other format (specify):		
8. Public hearing scheduled for: Date and Time: May 5, 2010 at 10:00 a.m. Place: Room(s) 110, DES, 29 Hazen Dr., Concord, NH		